

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**NORMAN E. LACEY,**

**Plaintiff,**

**V.**

**CITY OF AUBURN,**

**Defendant.**

**CASE NO: 3:06-CV-1145-MEF**

## DEFENDANT'S RULE 32 NOTICE

**COMES NOW** the Defendant City of Auburn and herewith gives notice that it does **not** agree that any of the conditions for admissibility under Rule 32 F.R.C.P. are satisfied with respect to any deposition testimony designated by Plaintiff

/s/ Randall Morgan

Randall Morgan [MORG8350]  
Attorney for Defendant City of Auburn

**OF COUNSEL:**  
HILL, HILL, CARTER, FRANCO,  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this the 11<sup>th</sup> day of April, 2008, I have electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification to the following via email:

Roderick E. Cooks, Esq.  
Winston Cooks, LLC  
The Penick Building  
319 17<sup>th</sup> Street North  
Birmingham, Alabama 35203

/s/ *Randall Morgan*

OF COUNSEL